

THE HONOURABLE SMT JUSTICE T. MEENA KUMARI
AND
THE HONOURABLE SRI JUSTICE G. CHANDRAIAH

WRIT PETITION No. 17438 of 2007

ORAL ORDER:

(Per T. Meena Kumari, J)

The present Writ Petition is filed questioning the orders passed by the learned A.P. Administrative Tribunal, Hyderabad in O.A.Nos.3935 of 2007 and 2984 of 2007 filed by both the petitioner as well as the unofficial respondents herein.

The learned counsel for the petitioner submits that as the petitioner was transferred from Nandi Kotkur, the same was challenged in O.A. No. 2984 of 2007 before the A.P. Administrative Tribunal and since the tribunal has not granted any interim directions, the petitioner has approached this Court by filing Writ Petition No. 12192 of 2007. This Court while disposing of the Writ Petition directed that the transfer order dated 30.5.2007 shall be kept in abeyance for a period of three months and further directed that the O.A. shall be disposed of. The tribunal while disposing of both the matters has dismissed O.A.No.2984 of 2007 on the ground that no person shall be retained beyond the period of five years and can be transferred and having held that the department has followed the guidelines issued in G.O.Ms.No.10 dated 1.5.2007 has dismissed O.A.No. 2984 of 2007 and allowed O.A.No.3935 of 2007 while setting aside the impugned orders dated 12.7.2007 in Proceedings No. Rc/ENC/C3/2984/2007.

Caveator is being represented by Mr. A. Sanjeev Kumar for Mrs. Ushakiran submits that order did not contain the reasons for

setting aside the proceedings dated 12.7.20907 in Proc. No. Rc/ENC/C3/2984/2007.

Under the above circumstances, we are of the opinion that the orders passed in O.A.Nos.2984 of 2007 and 3935 of 2007, dated 19.8.2007 have to be set aside and the matter has to be remanded to A.P. Administrative Tribunal for passing appropriate orders.

Accordingly, the Writ Petition is allowed and orders passed in O.A.Nos. 2984 of 2007 and 3935 of 2007, dated 19.8.2007 are set aside and the matter is remanded to A.P. Administrative Tribunal, Hyderabad for passing appropriate orders on merits in accordance with law within a period of three months from the date of receipt of a copy of this Order.

Status quo as on today shall be maintained.

T. MEENA KUMARI, J

**G.
CHANDRAIAH, J**

14.8.2007

CHV

N.B.

C.C. in one week.

B.O.

CHV.